



MAIL STOP PETITIONS

DAE
JW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jarrod Barr

Attorney Docket No. SECC-1-1001

Serial No.: 09/927,433

Group Art Unit: 3727

Filing Date: August 10, 2001

Examiner: ELKINS, G.

Title: MODULAR PACK SYSTEM WITH BELT AND LEG BAGS

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
OFFICE ACTION NOT RECEIVED**

TO THE COMMISSIONER FOR PATENTS:

1. I hereby petition to withdraw the holding of abandonment in this case on the basis that a Notice of Allowance forming the basis of the abandonment was not received.

2. I hereby state:

a. On July 22, 2004, Examiner Gary Elkins issued a Notice of Allowance and Fees Due in the above-captioned matter requiring payment of the Issue and Publication Fees by October 22, 2004.

b. On October 6, 2004, Examiner Elkins called Attorney Darren Jones of Black Lowe & Graham PLLC to initiate an Interview regarding newly found art that the Examiner considered to be a suitable reference against the Application and thus would require withdrawal of the notice of Allowance with respect to Claim 5.

c. On October 15, 2005, Attorney Lawrence Graham returned the Examiner's telephone call and completed the interview, authorizing an Examiner's Amendment to Claim 5 making it allowable in light of the newly found art. Mr. Graham understood that he would receive a new Notice of Allowance, in view of the fact that the interview summary and Supplemental Notice of Allowability would not be received until after the expiration of the original Notice of Allowance.

RepIn. Ref: 05/11/2006 CKHLOK 0008403100
DAH:501050 Name/Number:09927433
FC: 9204 \$130.00 CR

25315
CUSTOMER NUMBER

- 1 -

SECC-1-1001/PETWIT

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04/12/2005 TBESHAH1 00000016 09927433 130.00 DP
01 FC:1464
Adjustment date: 05/11/2006 CKHLOK
04/12/2005 TBESHAH1 00000016 09927433
01 FC:1464 -130.00 DP

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: _____		2 Serial/Patent # <u>09/927433</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
✓	Petition	—	4/11/05	\$ 130.00							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
			7 TOTAL AMOUNT OF REFUND	\$ 130.00							
10 REASON:		8 TO BE REFUNDED BY:									
	Overpayment	✓	Treasury Check								
✓	Duplicate Payment		Credit Deposit A/C #:								
✓	No Fee Due (Explanation):		9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"> <tr> <td style="width: 20px;">5</td> <td style="width: 20px;">0</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">0</td> <td style="width: 20px;">5</td> <td style="width: 20px;">0</td> </tr> </table>		5	0	--	1	0	5	0
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11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Liana Chase</u>			TITLE: <u>Pets. Exmr</u>								
SIGNATURE: <u>[Signature]</u>			PHONE: <u>23206</u>								
OFFICE: <u>Petitions</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u>[Signature]</u>			DATE: <u>5/11/06</u>								

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